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19 May 1950

MEMORANDUMTO: Chief, Special Support Staff

FROM: Finance Division

SUBJ: Draft of Amendment to AI

1. The Finance Division concurs with the attached draft of amendment to AI subject to our interpretation to paragraph 8a. This paragraph states that home leave will be granted to an employee who was a resident of the United States or its territories or possessions at the time of employment. Our interpretation of this statement is that an individual may be considered a resident of the United States although for work or for pleasure he may be temporarily residing in a foreign country. If this is correct, the only remaining question is that of determining when a United States citizen actually living abroad is not a resident of the United States. It is our opinion that any United States citizen who by actions or statements intends to return to the United States after completion of a particular job or a pleasure tour remains for the purpose of home leave a resident of the United States. It is also our opinion that a United States citizen who by statements or actions apparently intends to remain abroad indefinitely regardless of possible employment with the United States Government is not within the meaning of paragraph 8a a resident of the United States. If this latter opinion is correct, it is assumed that this Agency does not intend to grant home leave to United States citizen employees engaged abroad who have lived abroad for a considerable amount of time and who apparently intends to continue to live abroad.

2. It is requested that a determination be made as to the accuracy to the above statements before issuance of this amendment to AI since it is believed we now may have some employees serving abroad who would not be eligible for home leave.

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Deputy Chief, Finance Division

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